IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

Crl.Rev.Pet.No. 2534 of 2007

CRL.A.NO.244/2004 OF SESIONS JUDGE (ADHOC) FT. NO. II MANJERI,
C.C. NO.132/2003 OF JUDL.MAGISTRATE OF FIRST CLASS-II(FOREST OFFENCES), MANJERI.

.....

REVISION PETITIONER/APPELLANT/ACCUSED:

VADAKKEKUTTETH BHASKARAN,
AGED 62 YEARS, S/O. THEKKINI, KUNNATHARA P.O.,
KANIYAMKODE (VIA), KOYILANDI, KOZHIKODE DISTRICT.

BY ADV. SRI.P.SHAMSUDIN.

RESPONDENT/RESPONDENT/COMPLAINANT & STATE:
----

1. **UMMER, S/O. ARAYATHODIKA MOHAMMED HAJI,**
   PANNIPPARA, PERAKAMANNA, ERNAD TALUK,
   MALAPPURAM DISTRICT.

2. **STATE OF KERALA,**
   REPRESENTED BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. AMJAD ALI,
ADV.SRI.M.A.ABDUL HAKHIM,
ADV.SRI.JYOTHISH.J.KALLINGAL.

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 30/07/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. 2534 of 2007

Dated this the 30th day of July, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for 3 months and to pay a compensation of Rs. 20,000/- to the complainant vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for one month. The revision petitioner has only sought for modification of the sentence and time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted 3 months' time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the JFCM-II (Forest Offences), Manjeri on 30-10-2007 to receive the sentence.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/